

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.7197 OF 2004

Shri Govind Ramchandra Talekar
& Ors. .. Petitioners

Versus

Bank of Maharashtra & Ors. .. Respondents

Mr.R.V.Govilkar for the petitioners

Mr.Girish Kulkarni for respondent no.1

**CORAM: A.P.SHAH &
S.U.KAMDAR, JJ**

DATED: 9TH SEPTEMBER, 2004

P.C.:

1. We have perused the order of the DRT. We see absolutely no infirmity in the said order. The defendant no.4 was already on record and he represented the estate and therefore there was no question of abatement of the suit. The other heirs have been brought on record by way of abundant caution. In any event, the DRT has made it clear all these points can be decided in the full fledged trial. Therefore, no interference is warranted. Petition is dismissed.